

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

01			
02			
03			
04			
05			
06			
07			
08	UNITED STATES OF AMERICA,)	
09)	Case No. CR00-00599-RSL
10	Plaintiff,)	
11)	
12	v.)	SUMMARY REPORT OF U.S.
13)	MAGISTRATE JUDGE AS TO
14	BRADLEY PAUL DUNKLING,)	ALLEGED VIOLATIONS
15)	OF SUPERVISED RELEASE
16	Defendant.)	
17)	

An evidentiary hearing on a petition for violation of supervised release in this case was scheduled before the undersigned Magistrate Judge on September 19, 2007. The United States was represented by Assistant United States Attorney Douglas B. Whalley, and the defendant by Mr. Allen M. Ressler. The proceedings were recorded on cassette tape.

The defendant had been charged and convicted of Conspiracy to Distribute Marijuana in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(C) and 846, and on or about July 20, 2001, was sentenced by the Honorable Robert S. Lasnik to eighty-seven (87) months in custody, to be followed by three (3) years of supervised release.

The conditions of supervised release included the requirements that the defendant comply with all local, state, and federal laws, and with the standard conditions. Special conditions imposed included, but were not limited to, participation in a substance abuse program, financial disclosure, \$10,000 fine, consent to search and seizure, no new credit without USPO approval, and shall not be self-employed.

On March 1, 2006, the terms of supervised release were modified to prohibit defendant

01 from gambling or being involved with any legal or illegal gambling establishment or activity,
02 except in approved by the defendant's probation officer.

03 In a Petition for Warrant or Summons dated August 31, 2007, U.S. Probation Officer
04 Calvin Bouma alleged the following violations by defendant of the conditions of his supervised
05 release:

- 06 (1) Committing the crime of Driving While Under the Influence of Intoxicating
07 Liquor or Drugs-Physical Control of a Vehicle (RCW 46.51.504) on or about
08 March 12, 2007, in King County Washington in violation of the general
09 condition that he not commit another federal, state, or local crime.
- 10 (2) Engaging in gambling and being involved with a gambling establishment or
11 activity without the approval of the probation officer on numerous occasions
12 including but not limited to October 19, 2006, and February 8, 2007, in King
13 and other counties in Washington state, in violation of the special condition that
14 the defendant shall be prohibited from gambling and shall not be involved with
15 any legal or illegal gambling establishment or activity, except if approved by the
16 defendant's probation officer.
- 17 (3) Incurring new credit charges and opening additional lines of credit in violation
18 of the special condition that he not incur new credit charges or open additional
19 lines of credit without the approval of the probation office.

20 On September 13, 2007, defendant made his initial appearance and was advised of his
21 the allegations and of his rights. An evidentiary hearing was scheduled for September 19,
22 2007.

23 On September 19, 2007, an evidentiary hearing was held and defendant was advised of
24 the allegations and of his rights, and admitted to violation 2. Alleged violations numbered 1
25 and 3 were withdrawn and dismissed by the government.

26 I therefore recommend that the Court find the defendant to have violated the terms and

01 conditions of his supervised release as to violation 2, and that the Court conduct a hearing
02 limited to disposition. A disposition hearing has been set before the Honorable Robert S.
03 Lasnik on October 3, 2007, at 9:00 a.m.

04 Pending a final determination by the Court, the defendant has been detained.

05 DATED this 20th day of September, 2007.

06
07 
08 JAMES P. DONOHUE
09 United States Magistrate Judge

10 cc: District Judge: Honorable Robert S. Lasnik
11 AUSA: Mr. Douglas B. Whalley
12 Defendant's attorney: Mr. Allen M. Ressler
13 Probation officer: Mr. Calvin Bouma
14
15
16
17
18
19
20
21
22
23
24
25
26